

STATEMENT OF PURPOSE

RS19434

The purpose of this legislation is to amend Idaho Statute 54-1139 to accommodate the expressed written wishes of service members through execution of the federally prescribed "Record of Emergency Data," DD Form 93, on which they designate a Person Authorized to Direct Disposition (PADD) of their human remains. Because some state laws do not currently recognize the federal form as an acceptable one for service members, there have been several instances of civil actions between family members over the ultimate disposition of a fallen service member's remains. The DD form 93 is the document used by the military services to identify the PADD to administer burial entitlements when service members die while on duty as defined in 10 USC§ 1481. The proposed legislation ensures that the DD Form 93 will be recognized as the legitimate document with precedence in these circumstances.

FISCAL NOTE

There is no fiscal impact on the General Fund.

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